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ARBITRATORS & MEDIATORS



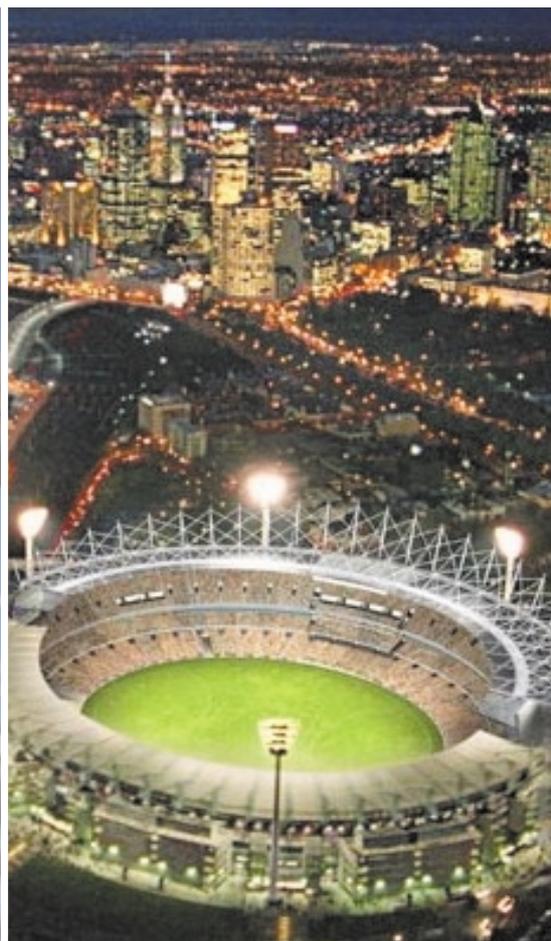
AUSTRALIA

Australia's leading ADR organisation since 1975

# Resolution and Resilience: ADR in the Global Recession

Hotel Sofitel  
Melbourne Australia

29 - 31 May 2009



## Sponsorship Brochure

The Institute of Arbitrators & Mediators Australia

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Email: [national@iama.org.au](mailto:national@iama.org.au) Website: [www.iama.org.au](http://www.iama.org.au) ABN 80 008 520 045. Incorporated in ACT

# Invitation to Participate

## Dear Sponsor

Each year, the Institute of Arbitrators & Mediators Australia (IAMA) hosts an international conference which attracts leading alternative dispute resolution (ADR) practitioners, academics and industry participants from across Australia and around the world. It brings together key influencers and stakeholders from the public sector and private enterprise, presenting opportunities for delegates to network and be informed of the emerging trends and latest developments in arbitration, mediation, conciliation, adjudication, expert determination and other ADR processes.

Sponsorship of the IAMA 2009 Conference **Resolution and Resilience: ADR in the Global Recession**, will position your organisation at the forefront of expertise in the efficient and professional resolution of disputes through ADR.

For organisations in dispute-prone sectors of the economy, the efficient resolution of disputes is part and parcel of profitable business. For professionals, ADR expertise and experience is valued by clients. Conference sponsorship is an important part of your organisation's marketing strategy and will raise your profile among key stakeholders at Australia's premier ADR conference.

The conference also attracts significant attention from the nation's media. The IAMA's national publications provide a publicity platform and are widely distributed to members and various interest groups across Australia and internationally. *The IAMA News*, the Institute's national newsletter, provides a full colour pictorial commentary of the conference, profiling presenters and sponsors.

Benefits for a range of sponsorship packages are set out in the following pages. While the opportunities for promotion are extensive, we are happy to discuss any additional ideas that would be of advantage to your organisation.

## Theme

Today's globalised environment provides greater market opportunities, but in an ever-changing business landscape, challenges abound. The speed of the current economic downturn demonstrates the limited ability to insulate Australia from a global recession.

For private enterprises and public institutions, priorities are shifting under increasing financial pressures. For organisations in dispute prone sectors the efficient resolution of disputes is essential to maintain profitable business and build community confidence and harmony. This conference will focus on the ability of ADR to contribute to those outcomes, and how ADR professionals can best meet the needs of disputants in these challenging times.

## Program

The conference program takes the form of keynote addresses, plenary sessions, interactive workshops and streamed presentations covering a wide range of topics in determinative and consensual dispute resolution processes. This is an opportunity to interact and network with the world's leading ADR professionals and learn about the emerging trends in alternative dispute resolution. Confirmed speakers so far include: **The Hon Robert McClelland MP, Attorney General of Australia; The Hon Rob Hulls MP, Deputy Premier of Victoria and State Attorney General; The Hon Michael Kirby AC CMG retired Justice of the High Court of Australia; The Hon Justice Murray Kellam AO, Justice of the Court of Appeal, Supreme Court of Victoria and Chair of the National Alternative Dispute Resolution Advisory Council; The Hon Sir Laurence Street KCMG QC; Gavan Griffith AO QC; Professor Doug Jones AM; Dato Kevin Noorashikin Banti Tan Sri Abdul Rahim, Director of Kuala Lumpur Regional Centre for Arbitration; Dato Kevin Woo, President of the Malaysian Institute of Arbitrators; Professor Dale Bagshaw, President of the Asia Pacific Mediation Forum and Vice President of the World Mediation Forum; Sandra Purser, Assistant Director, International Legal Services Advisory Council; Madam Wen Zhou, Case Manager, China International Economic and Trade Arbitration Commission; Michael Gill, CEO of Fairfax Business Media and publisher of *The Australian Financial Review* and *Business Review Weekly*; and Richard Ackland, award-winning broadcaster, journalist and publisher of *Justinian.com.au*.**

As IAMA prepares for its 2009 Conference, **Resolution and Resilience: ADR in the Global Recession**, we invite you to take full advantage of supporting and sponsoring this prestigious event. Please contact the Conference Producer, Gianna Totaro on 03 9607 6908 or [national@iama.org.au](mailto:national@iama.org.au) for further information.

Best regards



**PAUL CROWLEY**  
Chief Executive Officer

# Sponsorship Packages

## Principal Sponsorship Package – \$13,500 (excluding GST)

- Five complimentary conference registrations – Value \$5,800 (includes Keynote Dinner)
- Acknowledgement at the event as Principal Sponsor
- Short corporate presentation outlining your connection with ADR
- Photo opportunity with Keynote Speakers
- Corporate banner exclusively displayed on stage during keynote speaker addresses
- Corporate banner displayed in foyer throughout Conference
- Corporate logo exclusively on Conference satchels
- Corporate brochure included in Conference satchel
- Corporate logo on Conference program
- Corporate link on IAMA homepage from the time of commitment
- Corporate logo displayed on rolling screen during dinner
- Free advertisement (full page: 297 mm x 210 mm) in *The IAMA News* and 100 word Corporate Profile to be published in Conference Souvenir CD and *The IAMA News*)

## After Dinner Address Sponsorship Package – \$9,500 (excluding GST)

- Three complimentary conference registrations – Value \$3,480 (includes Keynote Dinner)
- Photo opportunity with After Dinner Speaker and MC
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- Corporate logo displayed on rolling screen during dinner
- Free advertisement in *The IAMA News* (Half page: 148.5 mm x 210 mm)

## Welcome Cocktail Reception Sponsorship Package and Signing of Memorandum of Co-operation Ceremony – \$5,000 (excluding GST)

- Two complimentary registrations – Value \$2,320 (including Keynote Dinner)
- Corporate banner exclusively displayed on stage during these sessions
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- Free advertisement in *The IAMA News* (quarter page: 148.5 mm x 105 mm)

## Plenary Sponsorship Package – \$5,000 (excluding GST)

- Two complimentary registrations – Value \$2,320 (includes Keynote Dinner)
- Corporate banner exclusively displayed on stage during these sessions
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- Free advertisement in *The IAMA News* (quarter page: 148.5 mm x 105 mm)

## Stream Session Sponsorship Package – \$2,500 (excluding GST)

- One complimentary registration – Value \$1,050 (excludes Keynote Dinner)
- Corporate banner displayed during sponsored session
- Corporate brochure included in Conference satchel
- Corporate logo on Conference program
- Corporate link on the IAMA website home page from the time of commitment
- Free advertisement in *The IAMA News* (Banner: 50 mm x 210 mm)

# 2008 Annual Conference – ADR: The Boom and Beyond

## Opening Address: The Hon Justice Neville Owen



### ABC TELEVISION AND ABC RADIO

The Hon Justice Neville Owen and Simon Balderstone AM interviewed by the Australian national broadcaster, ABC, IAMA ...

<http://www.youtube.com/watch?v=h8fXtDuLkaw>

### CALL FOR MULTIPLE JUDGES IN MONSTER CASES

**Cathy Bolt**  
*The Australian Financial Review*  
14 April 2008

The judge about to deliver the decision in Australia's longest running and most expensive trial has added his voice to the chorus calling for sweeping reform of the justice system's approach to corporate meg-litigation.

Western Australian Supreme Court judge Neville Owen called for multiple judges to conduct what he dubbed gargantuan civil cases clogging the courts and posing "dangerous" health risks to those presiding over them.

He also advocated simplifying the rules on expert witnesses, including more use of court-appointed experts, limiting or possibly abandoning the use of pleadings and increasing daily hearing fees for corporate litigants.

**"I think the big end of town should say what it actually costs the public to run the court system," Justice Owen told a conference of the Institute of Arbitrators and Mediators in Perth at the weekend.**

"Can the system afford these types of disputes? I think the answer is no. I do not think the civil justice system, the court system, can handle matter if this nature."

Justice Owen confirmed outside the conference he was close to finalising a "monster" judgement on the Bell Litigation, which arose from the collapse of Alan Bond's Bell group in 1991. He flagged in his speech it is likely to run to at least 2000 pages.

The litigation ran for 404 sitting days from July 2003 to September 2006 as Justice Owen heard arguments from 20 banks and the liquidator of the Bell Group, which has sued the banks for up to \$1.5 billion, claiming they knew the company was insolvent when they took more security over its assets in 1990. The case included 172 witnesses and 134,680 court documents of which 86,340 were tendered.

"We must use panels of judges, Justice Owen said. "I have absolutely no doubt that had there been two of us hearing the Bell trial, for example, it would have taken much less than half the time. We could have split the witnesses and run hearings at the same time on witnesses who were of less significance."

His address coincided with week-end reports of the retirement six years before the mandatory age of 70, of Federal Court judge Ronald Sackville, who handled another of Australia's largest commercial disputes, the C7 litigation.

In his C7 judgement, which is now subject to appeal, Justice Sackville criticised the \$200 million battle between Kerry Stoke's Seven Network and those it blamed for the collapse of its pay TV station as a waste of public resources "boarding on the scandalous".

West Australian Chief Justice Wayne Martin revealed in February he had had discussions with the WA Solicitor-General about allowing multiple judges in multi-party suits and complicated class actions, adding to discussions about the issues under way at Federal Court and High Court level.

Justice Owen, who also presided over the marathon royal commission into collapsed insurer HIH said he supported the use of court-appointed expert witnesses. "I don't think the conventional system of each party bringing in their own experts is the way to deal with those sorts of disputes," he said.

Justice Owen said the complexity of some of the commercial mishaps that had emerged in the past 12 months suggested there would be other long and tortuous cases in the not too distant future.

But after his speech, he said he had learnt enough after spending an exhausting 6 1/2 years on the HIH and Bell matter that he would never do another long trial, which he defined as one with more than a year of hearings.

He did not want to make too much of the personal toll such matters might take on a judge, and said he was fortunate to be in good health, but the demands on an individual were potentially dangerous.



### Dispute Resolution: Idle Musings On the Eristic, Exitispicy and the Exegesis

Justice Neville Owen is the senior judge of the Court of Appeal of the Supreme Court of Western Australia. He has a special interest in corporate governance, commercial litigation and corporate insolvency. In April 2003 he completed a two year Royal Commission into the collapse of the HIH Insurance group. Since July 2003 he has been conducting a complex commercial trial in which the liquidators of the Bell group of companies are seeking to recover approximately A\$1.5 billion from syndicates of banks.

### After Dinner Address: Simon Balderstone AM

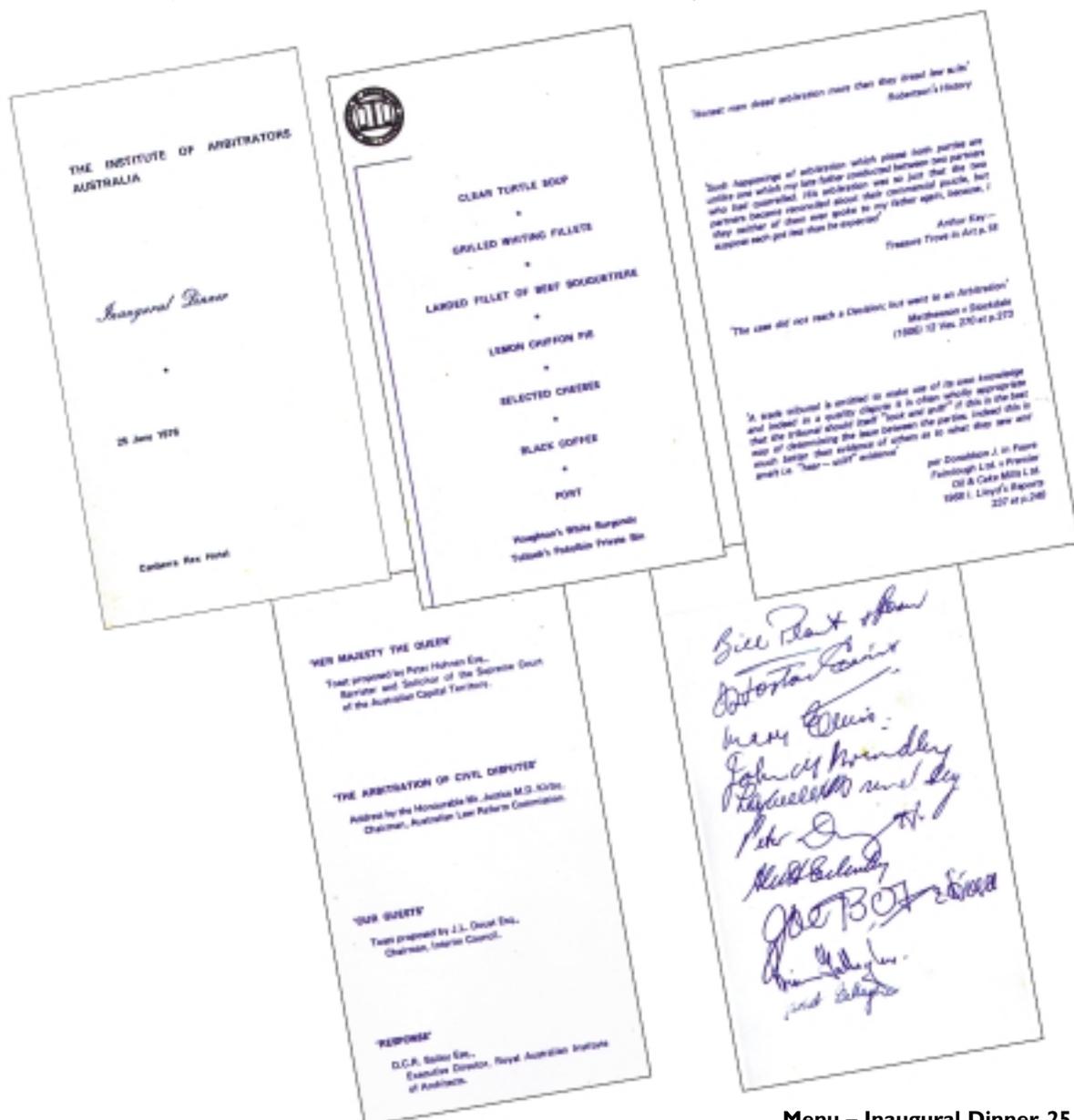


### Negotiations – Mabo: Native Title and the Olympic Movement

Simon Balderstone AM is a former Ministerial and Prime Ministerial Senior Adviser (Hawke and Keating). He was also Sydney 2000 Olympic Games General Manager and Board Member. Elected to the United Nations Global 500 Roll of Honour for Excellence in Environmental Achievement, for the management of the Environment program for the Sydney 2000 Olympic Games; a member of the 1984 First Australian Everest Expedition; award winning journalist (*The Age*). Now deeply into a "portfolio career", being an author, adviser to the International Olympic Committee and other parts of the Olympic movement, Simon is also (founding) Chairman of the Australian Himalayan Foundation – a charity which runs and supports education, health and environment projects across the Himalaya.

# About the Institute of Arbitrators & Mediators Australia

The Institute of Arbitrators & Mediators Australia (IAMA) is the nation's largest, independent and most experienced alternative dispute resolution (ADR) organisation. Founded in 1975, IAMA facilitates efficient dispute resolution for all sectors, and provides services in all forms of ADR including arbitration, mediation, conciliation, adjudication and expert determination. It also plays a key role in industry and consumer schemes. With offices in all states and territories, it is involved in the professional development, training and accreditation of ADR practitioners across Australia and internationally. More details about IAMA can be found at [www.iama.org.au](http://www.iama.org.au)



Menu – Inaugural Dinner, 25 June 1976

## The Law and Commercial Arbitration

“... Commercial arbitration, under the auspices of this Institute and in an ever growing economy, must become increasingly important in dispute resolution. It is important that those who administer the law understand the role of commercial arbitration. This is one of your most pressing tasks ...”

**The Hon Michael Kirby AC CMG**  
**Former Justice of the High Court of Australia**

Michael Kirby was the first Chairman of the Australian Law Reform Commission when he delivered the keynote address at the Institute of Arbitrators Australia Inaugural Dinner, Hotel Rex, Canberra, 25 June 1976.

The address was published in the 30th Anniversary special edition of *The IAMA News* (December 2005).

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